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MARCH 7, 1872.

CORRESPONDENCE.

[*In giving room to the following letter, the Editor wishes to abstain from all comment. Only, in justice to the one correspondent of the* TRADE CIRCULAR, *who, on the score of nationality, is charged with misrepresentation, it is well to remark, that the other two correspondents, whose statements so well agree with his, are Philadelphians; that the three correspondents, who did not understand the ways of Mr. Hazard's "broader principles," are well known to the trade and literary profession as gentlemen of irreproachable character; and that, thus far, all other correspondents agree with the three.*

The Editor has the pleasure to state that he has been honored by Mr. Henry Carey Baird with a similar document, representing the views of the extreme opponents of an international copyright in as calm a manner as Mr. Hazard's. Unfortunately it was received too late for simultaneous insertion, but will appear, in full, in the next issue of the TRADE CIRCULAR.]

PHILADELPHIA, March 2, 1872.

F. Leypoldt, Esq.

DEAR SIR: In your correspondence from this city this week there is the usual amount of misrepresentation of the book trade of Philadelphia, both as to the numbers and their objects in their recent movements. Your correspondents (one of whom, an Englishman, not long resident in this country, views Mr. Baird's action through an English pair of spectacles) following the lead of a few New York booksellers, attribute reasons for our action to a number of unworthy motives, not being able to understand that we work on broader principles, not so much for ourselves as individuals, as for the general interests of *the people* of whom we form a component part. It is ludicrous to see the reasons assigned for our action—reasons which have their origin in the brains of those whose actions have been guided solely by their interests as authors or publishers. If you will refer to our argument as printed on pages 11 and 12, you will see the reasons which guided the action of the MAJORITY of the book publishers and the manufacturers of Philadelphia.

What we object to is that all the arguments brought forward on the opposite side take only the narrow view of looking at the interests of one party in the question, viz, the foreign author, as if he was the only one Americans were to fight or to work for, forgetting, in the ardor of the conflict the great body of the American people, as if they had no justice, no right, no claims on their side. Such arguments, it is a curious thing to note, never fail to bring in such opprobrious epithets as thieves, robbers, pirates, etc., before they wind up. They grow very pathetic over the well-paid, though called starving, author's wrongs, forgetting that when he elects to publish a book, whether paid for it or not, he does it within certain boundaries and on his own terms, and under certain legal limitations and deprivations, which have no force nor the slightest claim to force in another country. It is very curious to note the fiery ardor and the style of argument these defenders assume when endeavoring to prove that literary property is the same as household property, though they know such property is only allowed to be held, or any revenue derived from it, for a limited and short period o years, and from this very restriction is thus declared different. And yet, if they really believed so, why should we have the right to use it free after three months have expired any more than before that time? This, with other restrictions and limitations they are willing to impose, and yet say it is as free and unrestricted for use or sale as your house.

As to the views of some of the publishers in your city we presume they are the same as of one in ours, viz, they view this question from two standpoints, their *interests* are in favor of international copyright, their *principles* against it.

As "the views of the Philadelphia publishers and others" have not been fairly represented, we have this day sent you a number of copies of our argument, as delivered by the subscriber before the committee of Congress, printed in pamphlet form, which please deliver to all who care really to know the opposite side of the question, and will take the trouble to send to you for one.* Very truly,

WILLIS P. HAZARD,
For the Philadelphia Committee.

NEW YORK, March 5, 1872.

To the Editor of the Trade Circular.

SIR: Mr. Sherman's bill,† as reported in the *Bookseller's Guide* for March, sadly needs two amendments, providing:

(I.) That the author can guarantee exclusive control to a publisher of his own selection, provided he does so within reasonable time of the appearance of the book in his own country.

(II.) That if a foreign edition be put on this market at a lower price than the American edition, the American publisher's responsibility to the author shall be properly modified.

Without the first amendment, American publishers are left in their present "dog-eat-dog" relation to each other.

And without the second (even if the first be provided) the publisher lacks the security of possession, which alone enables him to pay authors' commissions.

H. H.

* The promised "Argument" has arrived, and can be had on application at this office.

† See page 209.

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INTERNATIONAL COPYRIGHT MOVEMENT.

Report of Mr. W. P. Hazard, Chairman of the Philadelphia Committee.*

GENTLEMEN: Your committee beg leave to report that they left Philadelphia on Sunday night, (Feb. 11) and at ten o'clock on Monday morning were on duty at the rooms of the Library Committee.

Here were assembled a much larger number than on their previous visit, representatives from Boston and New York, in addition to residents of Washington, making up the number. The authors' interests were represented by Mr. E. A. Andrews and Charles Astor Bristed; the New York publishers, by their committee, Messrs. Appleton, Sheldon, and Van Nostrand, and Professor Youmans, a professional lecturer. These, all on one side *in favor* of an international law of some kind; while, on the other side, Messrs. Harper & Brothers sent a communication, and the people were represented by Mr. Hubbard of Boston, and your committee, representing the Philadelphia trade; and the artists, represented by Mr. Thomas Nast—these all *against* an international law of any kind.

The debate was opened by Senator Morrill fixing the course that was to be followed, and inviting Mr. Appleton to present his bill and his views supporting the same. Mr. Appleton read his views, as published in the WEEKLY TRADE CIRCULAR, his argument relying upon the justice of the author's claim, but also against the foreign publisher; but in behalf of American publishers it lacked force, from the evident protection of a few large publishers at the expense of the many and of the public at large.

Senator Morrill then requested Mr. Hazard to present the views of his committee, but upon his stating that they were there to oppose the passage of *any* law, and that as their arguments, it was hoped, would answer any claims that might be advanced by either party in the interest of a law, he would prefer to deliver it after the opposite side had freely presented their views. The Senator concurring in this view of the case, he called upon Mr. E. A. Andrews, a lawyer of New York, who argued in behalf of authors' rights, exclusive of any publishers' interests, as being paramount to every other. His views were expressed with clearness, force, and ability, many legal authorities being cited, and the views of Madison, Clay, and others brought forward to support his constitutional view of the subject.

He was followed by Charles Astor Bristed, in a very weak argument to prove that publishers and manufacturers were two distinct classes of beings, and that the former were sometimes so very silly as to refuse to publish books for authors even on commission.

The views in favor of the three several bills before the Library Committee having now been expressed at length, W. P. Hazard delivered the arguments of your committee, as being entirely opposed to the passage at this time of any international law. The argument to present the numerous objections and facts against such a law was necessarily somewhat lengthy, but it was listened to with marked attention, and copies of it were asked for by several of the Library Committee and the Librarian of Congress.

The hour for congress to be in session having arrived, the further discussion of the question was adjourned till two o'clock. Upon reassembling, Senator Morrill called upon Mr. Hazard to present any further arguments he desired, whereupon he read from several leading papers the views of some authors, such as Parke Godwin, Dr. Mackenzie, etc., as against the Appleton and any other bill.

Professor Youmans then endeavored to present the justice of the British authors' claim, and particularly by proving how badly they were paid at home, thereby perhaps claiming sympathy for the poor fellows from this country, as if we had not enough poor authors whose books do not sell at home, without being called upon to aid those of the same ilk abroad. His ire was very much, apparently, raised at the arguments of your committee, and at the articles from the press as read, blaming everybody for befogging a very simple subject. Having done that very thing himself so very thoroughly in his heated remarks not bearing directly upon the subject, and thus laid himself open to attack, Mr. Hazard, in a few remarks, gave him the "retort courteous," and exposed the weakness of his views.

Mr. Isaac Sheldon, of New York, now addressed

* A "Report of the New York Committee" has been promised for the next issue of the TRADE CIRCULAR.

the Library Committee from notes he had taken, to answer some of our arguments, but not holding fast to the strict line of veracity, and assailing Philadelphia as not reprinting any foreign books, but having only an importing interest in this question, his arguments were constantly interrupted and rebutted by Mr. Hazard.

Mr. Van Nostrand, of New York, followed, in a few remarks about scientific books, answering some questions of the committee.

It being now five o'clock, the debate was adjourned over to Tuesday at half-past one o'clock.

On Tuesday, Mr. Hubbard, a lawyer of Boston, took the floor, and entered into a full, carefully studied, and elaborate argument against the several bills before the committee. He stated that he came to represent no interest but one, and that one the highest, the interest of the people. He had been requested to read a letter from the Messrs. Harper, of New York, which he did with marked good effect upon the committee. Messrs. Harper's views were terse and clear, believing that cheap books had done a vast deal to develop this nation, and had now become a necessity, and that an international law would deprive the people of them. They advised that the matter should remain as it is, though they admitted that in their present position they could make more money by such a law, if passed. Mr. Hubbard then proceeded to give an outline of all the attempts in Congress to pass such a law, and went on to examine in detail the several bills now before the committee. Thoroughly prepared on the question, he was perfectly cool against the constant attacks and interruptions of Messrs. Sheldon, Appleton, Youmans, and Andrews, constantly convicting them and answering them by quoting their own words, or rebutting their exclusively trade knowledge by referring to Mr. Hazard's knowledge of trade matters, which was frequently and liberally supplied to back him up. Your committee were pleased to find he took up many of the same arguments as ours and reset them in new style, and giving new strength and meaning to them. Your committee requested him to commit his thoughts to paper for publication, believing if it was issued in one of the trade journals it would be of great benefit to the cause.

After considerable animated discussion between the members of the Library Committee and the different advocates of the various measures proposed, the committee closed the public discussion of the case, and adjourned the whole subject to Monday, the 19th inst., when they will discuss it amongst themselves.

At the close, the authors and the New York publishers stated they believed they agreed sufficiently to unite together and form a new bill, which they hoped to have ready to present on the 19th. Your committee believe that they were led to adopt this course from seeing their cases singly were hopeless, from the effect of the arguments of Mr. Hubbard and your committee.

Your committee believe that the money was well spent in thus presenting our side before the Library Committee, and that so difficult is it to reconcile the antagonistic interests, that perhaps no bill will be returned to Congress, or if so returned, so great is the press of business, and so diverse will be the views of members, that no bill can possibly pass at this session, and it is hoped will have its quietus for at least some years.

Your committee have had fifty copies of the argument printed for immediate use, and have ordered 450 copies more to be printed, in order to send one to every member of Congress, the principal papers of the leading cities, and to the leading publishers, believing that only in this way can our side be truly represented or heard.

As your committee have fulfilled all the duties likely to be asked of them, they respectfully request to be discharged from further action on the subject.

All which is respectfully submitted.

The following communication is from the *American Booksellers' Guide:*

On the 7th of February a proposition was made by a correspondent of the New York *Evening Post* to substitute for an international copyright a law requiring every reprinter of the works of foreign authors to pay those authors a fair per cent. (say five per cent.) on the retail price, leaving the privilege of reprinting open to all. This proposition has been embodied in bill by Senator Sherman, which we print herewith, and we have reliable authority for the statement that the bill embodies the only form of international copyright which any member of the Joint Committee of Congress is willing to support.

In the Senate of the United States, February 21, 1872, Mr. Sherman asked, and by unanimous consent obtained, leave to bring in the following bill, which was read twice, referred to the committee on the library, and ordered to be printed:

A BILL

For securing to authors in certain cases the benefit of international copyright.

Be it enacted by the Senate and House of Representatives of the United States of America in Congress assembled, That any author of any book, map, chart, dramatic work, or musical composition that may be first published in any foreign country after the passage of this act, such author being a citizen or resident of any foreign country, may, within twelve months after the first publication of said work, deliver two complete printed copies of such work to the Librarian of Congress, and, upon complying with all other provisions of the law at the time in force in regard to copyrights, shall be entitled to the benefit of international copyright, as defined by this act, for the period of ten years from the first publication of said work: Provided, however, That the benefit of this act shall not be extended to any author whose book or other work may be first published in any foreign country where the laws shall not, at the time of such first publication, grant and secure to citizens of the United States, and to persons resident therein, privileges and benefits of international copyright equal in extent to those herein specified.

SEC. 2. That any person within the United States may publish, in such form or numbers as he may deem best, any book or work copyrighted under this act, subject to the payment to the author, or to his legal representatives or assignees, during the term of such copyright, of five per centum of the gross cost of the publication of such work; and the said author, or his legal representatives or assignees, may publish such work in the United States, or contract with any publisher in the United States for the publication of such work in the United States, and demand, sue for, and recover the stipulated price for such copyright; and in the absence of any specific contract for such publication, such author, or his legal representatives or assignees, may demand, sue for, and recover, as liquidated damages, in any court of competent jurisdiction, the said sum of five per centum on the gross cost of the publication of such work; and, to secure or recover the same, have the benefit of process in law or equity, as in other cases of joint interest in the proceeds of publication.

SEC. 3. That nothing in this act shall be construed so as to prevent the importation or sale of the foreign edition of said work.

"FIVE HUNDRED MAJORITY," the new American naval and political romance, may be expected to create considerable excitement, since it is ingeniously woven upon the events of the recent Tammany downfall. It will be ready within a fortnight.

IT is stated that the Lippincotts paid $8,000 for the advance sheets of Forster's "Life of Dickens," outbidding the Appletons' offer of $6,000, and that they have offered $10,000 for the early sheets of Bulwer Lytton's forthcoming novel.

LITERARY AND TRADE GOSSIP.

PROF. DANA'S work on "Corals and Coral Islands, which has been delayed from one cause and another—the latest, the arrangements made to publish it simultaneously in London, through Messrs. Trübner & Co.—will not suffer by the delay, in fact will be greatly improved. The extension of time has given opportunity for adding considerably to the illustrations, and there are now a hundred woodcuts, five litnographed maps, and a fine frontispiece in color, making a superb book, of which Dodd & Mead may be proud. The drawings were prepared under Prof. Dana's own eye, the draughtsman working in his study and the wood-engraver furnishing him proofs daily, so that the accuracy should be entire. Advance orders for the book are now being received.

WM. J. WIDDLETON—known to all people of culture as the publisher of those works which every owner of books feels that he *must* have: the library editions of the elder Disraeli, Hallam, Lamb, Poe, and other old writers who never grow old—has added to his list a beautiful new edition of the "Ingoldsby Legends." This glorious, rollicking, inimitably fun-provoking collection of "mirth and marvels" which has immortalized the name of Barham, is now issued by him in a most attractively bound "Globe edition," two volumes in one, on tinted paper, and with Cruikshank's clever and spirited illustrations, forming altogether a volume worthy to stand in any library as well for its dress as its contents.

"IS IT TRUE?" a collection of curious and wonderful tales for the fireside, edited by the author of "John Halifax, Gentleman," will be the fourth volume of "Books for Girls," published here by the Harpers.

THE new book from Bayard Taylor, which G. P, Putnam & Sons have in hand for early publication is a collection of *novelettes*, including "Beauty and the Beast" and others, which have had considerable success from time to time in *Putnam's* and other magazines, within ten years, and one which is quite new, the copy for which indeed has not yet reached his publishers. There are seven in all. Some of his best work, it is said, is to be found in these short stories, and since the public taste nowadays is so strong in that direction, the volume is likely to be notably popular.

ROBERTS BROS. are to publish here a series of five little English classics, including Burke's Essay on the French Revolution, Hannah More's Life and Letters, Bacon's Essays, and Cowper's "Task," and "Table Talk." They are very tastefully bound and issued in attractive boxes.

THE new book, "Bible Music," by Rev. Francis Jacox, whose "Cues from All Quarters" will be remembered as containing very happy essays, is similar in character to that work. His "Cues" are in this scriptural, and the essays are in graver style and more clerical in character. Roberts Bros. will publish the book quite soon.

THE "International Scientific Series," planned and arranged for by Professor Youmans, to be published here by the Appletons, and simultaneously in London, Paris, and Leipzig, will be inaugurated the latter part of the month, probably, by the issue of a monograph by Professor Tyndall on "The Forms of Water in Clouds, Rain, Rivers. Ice, and Glaciers." Professor Huxley's contribution on "Bodily Motion and Consciousness" is to be expected in a few months. Among others of the volumes already definitely in shape, are "The Study of Sociology," by Herbert Spencer; "The Principles of Mental Physiology," by Dr. Carpenter; "Responsibility in Disease," with special reference to brain difficulties, by Dr. Maudsley, each the one man best qualified to treat of the subject selected; and essays by Walter Bagehot, on "Physics and Politics."

MESSRS. JOHN WILEY & SON, the American publishers of Ruskin's works, and since Mr. Ruskin's withdrawal of much of his "Modern Painters," the only publishers of that celebrated work, have nearly ready a second series of his "Fors Clavigera" letters to workingmen, and his new work "Munera Pulveris." While continuing the uniform and handsome edition of his works heretofore published by them they propose also to follow the new edition issuing under his personal supervision, volume for volume, with an American one of the same shape, style and contents, though in handsome brown cloth instead of the purple calf which he has arbitrarily adopted for the English one. "Sesame and Lilies, with additions," (including the "Mystery of Life and its Arts") will be the first volume of the series, and "Munera Pulveris" will follow. All these are in an advanced stage of preparation here, and will be published within a month or so.

THE English publishers are troubled quite as much as their American brethren by underselling: one publisher of popular books has attempted a remedy by "clipping" the trade discount so that there will be no margin for profitable underselling. He charges dealers 7d. for a magazine which is but 9d. at retail. Is this a case of "a word to the wise?"

A BOOK of poems, "Out-Door Rhymes," by a new poetess, Eliza Sprout Turner, is to be published by Jos. R. Osgood & Co., on Whittier's introduction.

THE artist Hopkin, whose sketch-book of "Ups and Downs by Land and Water" (Osgood) was universally pronounced exceptionally clever, has prepared a second and like volume, "Crossing the Atlantic," in which his free lance of a pen has capital opportunity in delineating the pleasures and pain of the trip to and from Europe.

A WORK long since announced by Frank Leslie, "New York, Past and Present," is now stated to be so far advanced in preparation as to be ready within the year. James Parton furnishes the biographical matter, Evert A. Duyckinck the historical, and Edward S. Gould the statistical; the work will be illustrated with fine photographs and engravings; and the volume is likely to be such a memorial of the metropolis as has not been approached by any previous publication.

THE MAINE STATE YEAR-BOOK and Legislative Manual for 1872 contains the usual calendar matter; diary pages; historical summary of the State; vote for President, 1868; for Governor for 1870 and 1871; Senators for 1871; list of past officers of the State; rights and qualifications of voters; conditions of eligibility to office; ratable polls; population and valuation of towns; list of courts, banks, newspapers, postmasters, selectmen, town clerks, clergymen, physicians, dentists, lawyers, etc.; stamp duties, postage rates, etc. The book is especially useful to publishers for its correct lists of school-committees, selectmen, etc. It is published in compact and neat style by Hoyt, Fogg & Breed.

"THE SACRIFICE OF PRAISE," a new hymn and tune-book preparing under the auspices of the Old Brick Church, by A. B. F. Randolph & Co., promises to be one of the handsomest and best ever made.

WEBSTER IN JAPAN.—The Merriams have just forwarded sixty copies of Webster's "Unabridged" for the market in Japan. Five or six hundred copies have been previously sold there.

GRAVES & ELLIS have in press a new book by the author of the peculiar "Boston Boy," published by them last fall.

"GEDANKENHARMONIE AUS GOETHE UND SCHILLER" is the title of a little work compiled by Rudolph Gottschall, and published in this country by S. Zickel, of New York. It is a collection of quotations from the works of both poets, showing how they have thought and written on almost every incident in life and society, and on every theme that can stir the heart and mind of man, sometimes with wonderful harmony of conception, and again from totally different standpoints. It will be a welcome addition to the libraries of all lovers of the great German poets.

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WORKS OF ART.

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M. B. BRADY, 785 Broadway, N. Y., has issued cards, imperials and cabinet sizes of Randolph Rogers, sculptor, Rome, Italy; Admiral Contra Almirante Haza, Minister Plenipotentiary from Peru, S. A.; and Buffalo Bill (Wm. F. Cody). The latter has also been issued in a life-size photo-crayon.

PERINE & MOORE, 66 and 68 Reade street, N. Y., will issue, on or about March 15th, a large steel engraved portrait, 19x24, of James Fisk, Jr., after photograph by Howell, price $1.00; and a steel portrait of Archbishop Spalding of Baltimore—8x10—after photograph by Bendann Bros. Baltimore. Price 25 cents.

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CHICAGO AND CINCINNATI.—Root & Cady, of Chicago, have sold to John Church & Co., of Cincinnati, their entire music-book catalogue, together with the manuscript of Mr. George F. Root's new church music book, which they will proceed at once to publish.

FOND DU LAC, WIS.—On March 1, the firm of Burnton & Corey, booksellers, was dissolved by mutual consent, Mr. John H. Corey withdrawing. The business will be continued by Mr. E. H. Burnton.

NEW YORK CITY.—Benjamin W. Hitchcock, publisher, has removed from 29 Beekman street to 439 Third Avenue.

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1 Jacobi, A., M. D., Dentition and its Derangements. 12mo. 1863.

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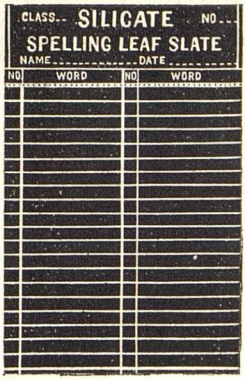

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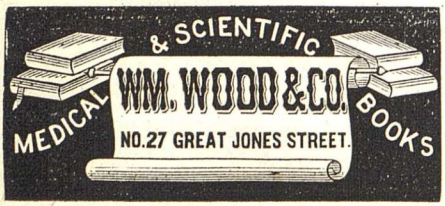

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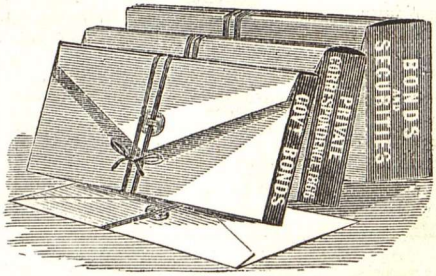

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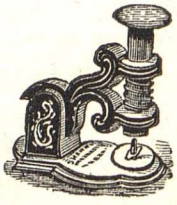

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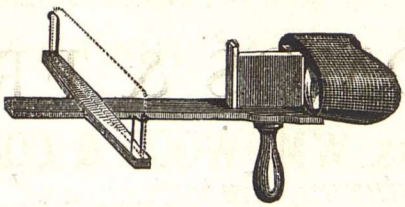

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